

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**FILED****JENNIFER RYAN,****Plaintiff,****v.****PAYPAL INC.,****Defendant.****CLERK, U.S. DISTRICT COURT  
TEXAS EASTERN****CIVIL ACTION NO.: 4:22-cv-559****JURY TRIAL DEMANDED****AFFIDAVIT IN SUPPORT OF REQUEST FOR ENTRY OF DEFAULT**

I, Jennifer Ryan, declare under penalty of perjury under the laws of the United States that the following is true and correct:

1. I am the Plaintiff in this action, proceeding pro se, and I reside in Texas.
2. On February 24, 2025, I filed my Second Amended Complaint (Dkt. #49) against Defendant PayPal Inc. ("PayPal") with this Court, alleging unconstitutional deplatforming, defamation, and related claims, supported by 48 exhibits.
3. On February 24, 2025, I hand-delivered Dkt. #49 to the United States Courthouse, 7940 Preston Rd, Plano, TX 75024, for filing, as certified in my Certificate of Service (Dkt. #49, Page 16). The Court served it via CM/ECF to all counsel of record per Local Rule CV-5.
4. PayPal's response to Dkt. #49 was due within 21 days, by March 17, 2025 (Fed. R. Civ. P. 12(a)), or as permitted under the stay (Dkt. #25). As of today, April 3, 2025, 38 days have passed, and PayPal has not filed an answer, motion, or any pleading in response to Dkt. #49.
5. On April 2, 2025, I filed my Third Amended Complaint (Dkt. #62) against PayPal, supplementing prior claims with new evidence, including my Declaration (Exhibit AA), and hand-delivered it to the United States Courthouse, 7940 Preston Rd, Plano, TX 75024, for filing, as certified in my Certificate of Service (Dkt. #62, Page 5). The Court served it via CM/ECF to all counsel of record.

6. PayPal's response to Dkt. #62 is due by April 23, 2025 (Fed. R. Civ. P. 12(a)). As of today, April 3, 2025, PayPal has not responded.

7. PayPal's last filing was on March 10, 2025 (Dkt. #56), addressing prior motions but not Dkt. #49 or Dkt. #62. Despite the stay (Dkt. #25), PayPal has failed to plead or otherwise defend against my amended complaints, even with limited response permitted, for over 60 days on Dkt. #49.

8. On April 3, 2025, at approximately 2:56 PM CST, PayPal's counsel, Robert C. Vartabedian, emailed me requesting a Local Rule CV-7(h) conference for a Motion to Strike Dkt. #49 and Dkt. #62. This does not constitute a response to either complaint and comes after 38 days of silence on Dkt. #49, reinforcing their willful failure to defend. *Furthermore this motion is litigation, not arbitration consistent with prior conduct (eg #56) waiving the arbitration right (Dkt 49 v- Morgan & Sundance Inc.) 14*

9. I have not received any communication from PayPal or its counsel indicating an intent to answer Dkt. #49 or Dkt. #62, nor have they accepted my reasonable settlement offer of March 10, 2025 (Dkt. #59, ¶ 5, ct. 4), until today's email about a motion, not a defense. *1708 (2022), and is for Dkt 49, due March 17, 2025 (Rule 12(f))*

I respectfully request the Clerk of Court enter default against PayPal under Fed. R. Civ. P. 55(a) for failing to plead or otherwise defend against Dkt. #49 and, as applicable, Dkt. #62. *untimely for Dkt 49, due March 17, 2025 (Rule 12(f))*

Executed on this 3rd day of April, 2025, at Plano, Texas.

  
 Jennifer L. Ryan  
 jennryanrealty@gmail.com  
 469-491-0587  
 Pro Se Plaintiff

#### CERTIFICATE OF SERVICE

I certify that on April 4, 2025, I hand-delivered this Affidavit in Support of Request for Entry of Default to the United States Courthouse, 7940 Preston Rd, Plano, TX 75024, for filing in Case No. 4:22-cv-559. The Court will serve it via CM/ECF to all counsel of record per Local Rule CV-5.

/s/ Jennifer L. Ryan